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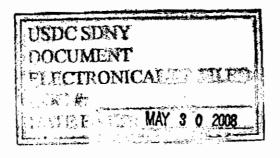
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PERASE REPLY TO WEST GRANGE

May 29, 2008

VIA FACSIMILE (212-805-0426)

Hon, Laura Taylor Swain, USDJ United States District Court Southern District of New York Daniel Patrick Moynihan U.S. Courthouse 500 Pearl Street New York, New York 10007

In re DJK Residential LLC, et al.

MEMU ENUUMSED

Civil Docket No.: 08-CV-3738-LTS

Re:

Dear Judge Swain:

This firm represents the Appellant Triple Net Investments IX, LP in the above-referenced appeal. This letter serves to confirm that we have filed a Stipulation Withdrawing Appeal with regard to this matter and, therefore, the pre-argument conference scheduled for tomorrow, May 30, 2008, is no longer necessary.

SO ORDERED.

tespecually,

ON COMANALANEANRA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE

CGM/ib

cc:

Ashley C. Parrish, Esq. (via e-mail)